

TENNESSEE BOARD OF PHARMACY  
WEBEX MEETING  
665 Mainstream Dr.  
Nashville, TN 37243

**BOARD MEMBER PRESENT**

Rissa Pryse, D. Ph., President  
Katy Wright, D.Ph., Vice President  
Adam Rodgers, D.Ph.  
Melissa McCall, D.Ph.  
Richard Breeden, D.Ph.  
Dr. Shanae McKinney, D.Ph.  
Jake Bynum, Consumer Member

**STAFF PRESENT**

Reginald Dilliard, Executive Director  
Matthew Gibbs, Associate General Counsel  
Larry Hill, Pharmacy Investigator  
Rebecca Moak, Pharmacy Investigator  
Robert Shutt, Pharmacy Investigator  
Terry Grinder, Pharmacy Investigator  
Richard Hadden, Pharmacy Investigator  
Andrea Miller, Pharmacy Investigator  
Derek Johnston, Pharmacy Investigator  
Scott Denaburg, Pharmacy Investigator  
Rita Golden, Pharmacy Investigator  
Patricia Beckham, Pharmacy Investigator  
Sheila Bush, Administrator Director

The Tennessee Board of Pharmacy convened on Tuesday January 26, 2021, in the Iris Room, 665 Mainstream Drive, Nashville, TN. A quorum of the members being present by WebEx, the meeting was called to order at 8:02 a.m. with Dr. Pryse presiding. Dr. Dilliard asked that public comments be sent via email.

**Elections**

Dr. Rodgers made the motion to elect Dr. Wright. Dr. McCall seconded the motion. A roll call vote was taken. The motion carried. Dr. McCall made the motion to elect Dr. Rodgers for vice president. Dr. Wright seconded the motion. Roll call vote was taken. The motion carried.

**Minutes**

Mr. Bynum made the motion to accept the minutes as presented. Dr. McCall seconded the motion. A roll call vote was taken. The motion carried.

**OGC**

Mr. Gibbs informed the board that there are currently 40 cases open for discipline within the Office of General Counsel. Of those 40 cases, 8 are eligible for a contested case hearing.

Mr. Gibbs informed the board that the Tennessee Board of Pharmacy along with the Tennessee Department of Health has been named as two of the defendants contained in the master docket for the National Prescription Opiate Litigation. The Office of the Attorney General is aware of this litigation.

Tennessee Board of Pharmacy  
Board Meeting  
January 26, 2021

Mr. Gibbs informed the Board's pharmacy intern and pharmacy technician rules and medical device rules are currently in internal review. The medical device rules began the internal review process on January 4, 2021.

Mr. Gibbs informed the board that the first session of the 112<sup>th</sup> General Assembly began on January 12, 2021.

### **Contested Cases**

Dr. Rodgers made the motion to accept **Franklin Family Pharmacy** consent order for license reprimand. Franklin Family Pharmacy violated § T.C.A. 63-10-305 (4)(a). Dr. Pryse seconded the motion. A roll call vote was taken. The motion carried.

Dr. Breeden made the motion to accept **Mariah Lewis, RT**, consent order. Ms. Lewis violated §T.C.A. 53-10-104 (a) and voluntarily surrendered (same as revocation) her pharmacy technician registration. Dr. McCall seconded the motion. A roll call vote was taken. The motion carried.

Dr. McCall made the motion to accept **Jacqueline Perrine RT**, consent order. Ms. Perrine violated §T.C.A. 53-10-104 (a) and voluntarily surrendered (same as revocation) her pharmacy technician registration. Dr. Breeden seconded the motion. A roll call vote was taken. The motion carried.

Dr. McKinney made the motion to accept **Riggs Drugs**, consent order with \$1,000.00 civil penalty for violated §T.C.A. 63-10-305 (4). Dr. Rodgers seconded the motion. A roll call vote was taken. The motion carried.

Dr. McCall made the motion to accept **Seymour Advalue Pharmacy** consent order with a \$1,200.00 civil penalty. Seymour Advalue Pharmacy violated §T.C.A. 63-10-305 (8). Dr. Breeden seconded the motion. A roll call vote was taken. The motion carried.

Dr. Breeden made the motion to accept **Robert Gray, D.Ph.** consent order with a \$1,000.00 civil penalty. Dr. Gray violated §T.C.A. 63-10-305 (8). Dr. Pryse seconded the motion. A roll call vote was taken. The motion carried.

Dr. McCall Made the motion to accept **Corey Bradley, Pharm. D.** consent order for voluntary surrender his license as a pharmacist. Dr. Breeden seconded the motion. A roll call vote was taken. The motion carried.

Dr. Pryse left the meeting

### **Application Review Brooke Stephens, RT**

Upon renewal, Ms. Stephens answered "yes" to the question that asked "Have you ever been convicted (including a nolo contendere plea or guilty plea) of a felony or misdemeanor (other than a minor traffic offense) whether or not sentence was imposed or suspended?" Ms. Stephens was convicted on 2/6/2018 of scheduled VI drug violation. She was sentenced to 90 days in jail and 2 years' probation. She completed her probation February 2020. After discussion, Dr. Rodgers made the motion to approve Ms. Stephens for registration as a pharmacy technician application with Tennessee Pharmacist Recovery

Network (TPRN) monitoring. Dr. Breeden seconded the motion. A roll call vote was taken. The motion carried.

### **Waiver**

#### **Board rule 1140-01-.07 (3)**

Dr. Breeden made the motion to approve the request from **Lisa Groover, D.Ph.** to waive the fees, 160 internship hours and reduce the required of continuing education hours to 15 hours (non-live). Dr. McKinney seconded the motion. A roll call vote was taken. The motion carried. Dr. Groover is required to take the MPJE.

#### **Board rule 1140-03-.14 (12)**

Dr. Rodgers made the motion to approve the request from **Nancy Lofton, Pharm. D.** to be PIC at Aurora Pharmacy Inc dba ASP Cares, 318 E College St. Ste. 102, Dickson, TN and Houston County Hospital Pharmacy, 5001 E Main St., Erin, TN. Dr. Breeden seconded the motion. A roll call vote was taken. The motion carried.

#### **Board rule 1140-01-.07 (3)**

Dr. McCall made the motion to approve the request from **Serena Ta, Pharm. D.** to waive the one hundred and sixty (160) internship hours. Dr. Breeden seconded the motion. A roll call vote was taken. The motion carried. Dr. Ta must successfully take and pass the MPJE.

Dr. Breeden made the approve the request from **Aaron Gerber, Pharm. D.** to waive the one hundred and sixty (160) internship hours and the live continuing education hours. Dr. Rogers seconded the motion. A roll call vote was taken. The motion carried. Dr. Gerber must successfully take and pass the MPJE.

Dr. McCall made the motion to approve the request from **Rahul Kumar Patel, Pharm. D.** to waive the one hundred and sixty (160) internship hours. Dr. Breeden seconded the motion. A roll call vote was taken. The motion carried. Dr. Patel must successfully take and pass the MPJE.

### **Director's Report**

Dr. Dilliard asked about the waivers of board rule 1140-03-.01 (1) and 1140-4-.15 due to the pandemic. The waiver's expired on December 31, 2020. Dr. McCall motion to continue the waive of face to face counsel as listed in the Governor's Executive Order. Dr. Rodgers seconded the motion. A roll call vote was taken. The motion carried.

Dr. Dilliard presented the Food and Drug Administration (FDA) Memorandum of Understanding Addressing Certain Distributions of Compounded Human Drug Products Between the State Board of Pharmacy or Other Appropriate State Agency and the Food and Drug Administration (MOU) to the board. If the board signs the MOU, it will allow a pharmacy to ship 50% of product across state lines without issue from the FDA. If the board does not sign the MOU, the pharmacies can still ship 5% of products across state lines. After discussion, Dr. Rodgers made

the motion to draft legislation to review at the March meeting. Dr. McCall seconded the motion. The motion carried.

Dr. Pryse returned at 10:30 a.m.

**Board rule 1140-04-.15 (7)(b) (1)**

Dr. McKinney made the motion to approve the request from **Ballad Health** to continue the waiver of a pharmacy technician stocking the ADMS. Dr. Pryse seconded the motion. A roll call vote was taken. The motion carried. The board will review this waiver request at the March 9-10, 2021 board meeting concerning Ballad Health's process and security for pharmacy technician's stocking the automated dispensing machines (ADMS).

**Order Modification**

**Katherine Nola, Pharm. D.**

Dr. Nola appeared before the board to request that the probationary status be removed from her license. Dr. Nola signed a consent order on 09/09/2019 placing her pharmacist license on 5-year probation. After discussion, Dr. Pryse made the motion to modify Dr. Nola's consent order to remove the probationary status and to continue with the provision. Dr. McCall seconded the motion. A roll call vote was taken. The motion carried.

**Dallas Hofmann, Pharm.D.**

Dr. Hofmann appeared before the board to request that the probationary status be removed from his license. Dr. Hofmann signed a consent order on 03/05/2018 placing his pharmacist license on 5-year probation. After discussion, Dr. Rodgers made the motion to modify Dr. Hofmann's consent order to remove the probationary status and to continue with the provision. Dr. McCall seconded the motion. A roll call vote was taken. The motion carried.

**The meeting adjourned at 2:23 p.m.**

**The minutes were approved and ratified at the March 9, 2021 board meeting.**